

**COUNTY OF SAN DIEGO, CALIFORNIA
BOARD OF SUPERVISORS POLICY**

Subject

Participation in the Art Halls/Art Walls Program

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Purpose

To define and establish a policy for the posting of original works of art in the County Administration Center (CAC) as part of the Art Halls/Art Walls Program.

Background

The County's Art Halls/Art Walls Program (Program) was developed to encourage artistic expression, to inspire a sense of civic pride, and to integrate the arts into the community. The Clerk of the Board of Supervisors (Clerk of the Board) has successfully administered this Program for many years. Due to the popularity of this Program, it is necessary to develop a more formal and instructive policy. This policy establishes artist and artwork selection criteria, presentation requirements, and artist responsibilities.

Policy

It is the policy of the Board of Supervisors that:

1. The Program is limited to local artists, although the Clerk of the Board may make an exception if the Clerk of the Board determines that an exception is appropriate.
2. A selection committee established by the Clerk of the Board of Supervisors, with members appointed by the Clerk of the Board, will serve in a purely advisory capacity to the Clerk of the Board by reviewing and recommending artwork for display in the CAC. The selection committee's review shall include the artist's completed "Request Form" and "County Arts in Public Buildings Agreement," résumé or mission statement, and photographs and/or digital images on CD of the artwork.
3. Acceptable artwork includes paintings of all media; other works of visual art such as prints, drawings, stained glass, carvings, mosaics, fiber and textiles, photographs, drawings, and collages; and crafts or artifacts constructed of clay, wood, metal, glass, stone, plastic and other materials, provided that the artwork may be hung on a wall.
4. The selection committee must determine that the artwork meets the following artwork selection criteria before the artwork is approved for exhibition:
 - a. The selection committee shall find aesthetic merit in the work of art. The term "aesthetic" means that the artwork is pleasing in appearance to the average person.
 - b. The artwork shall be of interest to the general public. The artwork must have universal, and not particularized, appeal in order to attract a broad audience.

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- c. The artwork must be compatible in scale, material, form, and content to the CAC. Consideration shall be given to the architectural, historical, geographical, social, and cultural context of this site.
- d. The purpose of the Program is not to create a marketplace for art or to create a forum for public political debate, but to encourage the community's appreciation of artwork in a forum that may be viewed by all community members. Accordingly, artwork that implies that the County is sponsoring and/or endorsing any commercial establishment or business will not be approved (although an artist may place contact information near his or her approved and posted artwork for purposes of selling the artwork to the general public pursuant to 5.c, below.) Furthermore, artwork that associates the County with a position other than neutrality on matters of political controversy may be rejected.
- e. The artwork must not be obscene. "Obscene artwork" means artwork, taken as a whole, that to the average person, applying contemporary community standards, appeals to the prurient interest, that, taken as a whole, depicts or describes sexual conduct in a patently offensive way, and that, taken as a whole, lacks serious literary, artistic, political, or scientific value.
- f. The artwork must not be controversial, offensive, and/or intimidating, nor may the artwork incite tension and/or encourage violence.
- g. The artwork shall not endanger public safety and must comply with building codes and accessibility requirements.
- h. The artwork shall not require excessive maintenance.
- i. Exhibits shall strive for diversity in style, scale, media and artists represented.
- j. The artwork shall be original artwork; replicas of another artist's work shall not be accepted.

5. All artwork must meet the following presentation requirements:

- a. All artwork shall be hung on designated walls within the CAC. The artist may not nail, tape or glue decorations to ceilings, walls, painted surfaces, fabrics or floors.
- b. The artist is responsible for attaching hardware to the artwork and preparing the artwork for display. The Clerk of the Board's staff (the "Department") will provide hooks for a deposit of \$1 per hook. The \$1 deposit will be refunded when the exhibit is complete and the artwork is removed.

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- c. The artist may attach a label to the lower right corner of his or her artwork stating the artist's name, phone number, the artwork's title, medium and size. The artist may also hang a matted, framed résumé next to his or her artwork.
- d. The artist may not post a price on his or her artwork. Those interested in purchasing artwork may directly contact the artist.

6. Artist Notification Process

- a. The Clerk of the Board shall review the selection committee's recommendations and make a final determination. This determination may not be appealed. The Department will then notify the artist of the determination in writing.
- b. If the artwork is approved for exhibition, the Department will notify the artist of such approval. The artist may then contact the Department to schedule exhibition dates. Generally, an exhibition begins on the first business day of the month and concludes on the last business day of the month.

7. Art shall be displayed in the north end and south end of the first floor of the CAC.

8. Artists who participate in the Program are responsible for the following:

- a. The artist is responsible for transporting the artwork to and from the CAC.
- b. The artist is responsible for hanging his or her artwork in an area designated by the Department at the CAC.
- c. The artist is responsible for removing his or her artwork at the end of the exhibition at no cost to the County. If the artist is unable to remove his or her artwork on the date specified, the artist must make arrangements with the Department for an alternate date of removal at least 48 hours in advance of the original removal date.
- d. The artist understands that the Department will remove the artist's artwork if it is not timely removed and alternate arrangements are not made as provided in 8.c., above. The Department shall not be liable for any damage to the artwork associated with or resulting from the Department's removal of the artwork. The Department will not store the artist's artwork for more than ten calendar days after the conclusion of the exhibition. The Department may dispose of the artwork in any manner that it deems fit after the ten-calendar day period has passed with no further notice to the artist.
- e. The artist may not store any equipment at the CAC.

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- f. The artist understands that the County shall not be liable for any theft, damage or loss of the artist's artwork. The artist is responsible for obtaining any desired insurance coverage for the artwork.
- g. The artist will obtain the Department's written approval before issuing a press release or more than twenty invitations to view the artist's artwork at the CAC. The County of San Diego may require the artist to acknowledge the County in any such press release or invitation.

Responsible Departments

Clerk of the Board of Supervisors

Sunset Date

This policy will be reviewed for continuance by 12-31-11.

Board Action

12-14-04 (6)